## BEFORE THE FEDERAL ELECTION COMMISSION

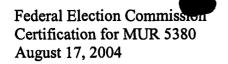
| In the Matter of                      | ) |          |
|---------------------------------------|---|----------|
|                                       | ) | MUR 5380 |
| Honorable Tom DeLay; Tom DeLay        | ) |          |
| Congressional Committee and Dana      | ) |          |
| Benoit, as treasurer; National        | ) |          |
| Republican Congressional Committee    | ) |          |
| and Christopher J. Ward, as treasurer | ) |          |

## **CERTIFICATION**

I, Darlene Harris, recording secretary for the Federal Election Commission executive session on August 17, 2004, do hereby certify that the Commission decided by a vote of 6-0 to take the following actions in MUR 5380:

- Find reason to believe the National Republican Congressional Committee and Christopher J. Ward, as treasurer, violated 2 U.S.C. § 441d(a).
- 2. Find no reason to believe that the Honorable Tom DeLay, the Tom DeLay Congressional Committee and Dana Benoit, as treasurer, violated 2 U.S.C. § 441d(a).
- 3. Approve the Factual and Legal Analysis, as recommended in the General Counsel's Report dated August 2, 2004, and its accompanying errata memoranda.

4.



5. Approve the appropriate letters.

Commissioners Mason, McDonald, Smith, Thomas, Toner, and Weintraub voted affirmatively for the decision.

Attest:

august 17, 2004

Darlene Harris

Deputy Secretary of the Commission